

1 **RESOLUTION 22-05**

2 **A RESOLUTION OF THE MONO COUNTY TRI-VALLEY GROUNDWATER**
3 **MANAGEMENT DISTRICT BOARD OF DIRECTORS**
4 **AUTHORIZING REMOTE TELECONFERENCE MEETINGS**
5 **FOR THE PERIOD OF MAY 18, 2022 THROUGH JUNE 17, 2022 PURSUANT TO**
6 **AB 361**

7 **WHEREAS**, on March 4, 2020, Governor Newsom issued a Proclamation of State of
8 Emergency in response to the COVID-19 pandemic, which Proclamation remains in effect; and

9 **WHEREAS**, on March 17, 2020, Governor Newsom issued Executive Order N-29-20,
10 modifying the teleconferencing rules set forth in the California Open Meeting law, Government
11 Code section 54950 et seq. (the “Brown Act”), subject to compliance with certain requirements;
12 and

13 **WHEREAS**, on June 11, 2021, Governor Newsom issued Executive Order N-08-21,
14 providing that the modifications would remain in place through September 30, 2021; and

15 **WHEREAS**, on September 16, 2021, Governor Newsom signed AB 361, providing that
16 a legislative body subject to the Brown Act may continue to meet under modified
17 teleconferencing rules if the meeting occurs during a proclaimed state of emergency and state or
18 local officials have imposed or recommended measures to promote social distancing; and

19 **WHEREAS**, the Local Health Officer and the Director of Mono County Public Health
20 have recommended that measures be implemented to promote social distancing, including the
21 holding of virtual meetings of legislative bodies within the County of Mono, a copy of that
22 recommendation is attached as an exhibit and incorporated herein; and

23 **WHEREAS**, in the interest of public health and safety, and in response to the local
24 recommendation for measures to promote social distancing, the MONO COUNTY TRI-
25 VALLEY GROUNDWATER MANAGEMENT DISTRICT (the “Legislative Body”) deems it
26 necessary to invoke the provisions of AB 361 related to teleconferencing;

27 **NOW, THEREFORE, THE LEGISLATIVE BODY FINDS AND RESOLVES** that:

28 **SECTION ONE:** The recitals set forth above are true and correct and are adopted as
29 findings of the Legislative Body.

30 **SECTION TWO:** The Legislative Body has considered the circumstances of the State of
31 Emergency and determines that, as a result of the existence of a state of emergency related to
32 COVID-19, meeting in person would present imminent risks to the health or safety of attendees.

SECTION THREE: State or local officials have recommended measures to promote
social distancing, including the holding of virtual meetings for legislative bodies within the
County of Mono that are subject to the Brown Act.

SECTION FOUR: Meetings of the Legislative Body may be held virtually in
accordance with the procedures set forth in AB 361 from MAY 18, 2022 until June 17, 2022.

1 **SECTION FIVE:** Staff is directed to return to the Legislative Body no later than thirty
2 (30) days after the adoption of this resolution, or at the next meeting of the Legislative Body, if
3 later, for the Legislative Body to consider whether to make the findings required to meet under
4 the modified teleconference procedures of AB 361.

5 **PASSED, APPROVED and ADOPTED** this 18TH day of May, 2022, by the following
6 vote, to wit:

7 **AYES:**

8 **NOES:**

9 **ABSENT:**

10 **ABSTAIN:**

Carol Ann Mitchell, Chair